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9 Attorneys for Defendants  
10 USA Cycling, Inc. and Linda Buffetti

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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

CORNEALIUS LOPES,

Plaintiff,

vs.

FREEMONT FREEWHEELER, et al.,

Defendants.

) Case No.: C 07-6213 PJH

) Hon. Phyllis J. Hamilton

) **DECLARATION OF LINDA BUFFETTI IN**  
) **SUPPORT OF USA CYCLING, INC.'S**  
) **MOTION FOR DISMISSAL FOR**  
) **FAILURE TO PROPERLY SERVE THE**  
) **COMPLAINT (FRCP 12(b)(5))**

) Complaint Filed: November 16, 2007

I, LINDA BUFFETTI declare:

1. I am and have been employed full time by defendant USA Cycling, Inc. in Colorado Springs, Colorado since 1999. USA Cycling is a Colorado non-profit corporation. I am USA Cycling's member services coordinator for the western region of the United States. In that capacity, I assist member bicycle clubs in obtaining permits for local cycling events.

2. I am an hourly employee of USA Cycling. I am not an officer, director, managing agent, general agent of USA Cycling. I am not an agent authorized by appointment or by law to receive service of process on behalf of USA Cycling.

1           3.     On April 23, 2008 while I was working at USA Cycling in Colorado Springs, I  
2 received a telephone call from the head of security for the facility, Mr. Chuck George. Mr.  
3 George asked me to come to his office. I went to Mr. George's office and a woman I did not  
4 know handed me two copies of the summons and first amended complaint in this action in the  
5 United States District Court for the Northern District of California.

6           I declare under penalty of perjury under the laws of the State of California that the  
7 foregoing is true and correct.

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9 DATED: May 7, 2008

  
LINDA BUFFETTI